



Minutes of MAYOR AND COUNCIL Meeting

Approved by Mayor and Council
on June 4, 2013.

Date of Meeting: November 7, 2012

The Mayor and Council of the City of Tucson met in regular session in the Mayor and Council Chambers in City Hall, 255 West Alameda Street, Tucson, Arizona, at 5:32 p.m., on Wednesday, November 7, 2012, all members having been notified of the time and place thereof.

1. ROLL CALL

The meeting was called to order by Mayor Rothschild and upon roll call, those present and absent were:

Present:

Regina Romero
Paul Cunningham
Karin Uhlich
Richard G. Fimbres
Steve Kozachik
Jonathan Rothschild

Council Member Ward 1
Council Member Ward 2
Council Member Ward 3
Council Member Ward 5
Vice Mayor, Council Member Ward 6
Mayor

Absent/Excused:

Shirley C. Scott

Council Member Ward 4

Staff Members Present:

Richard Miranda
Michael Rankin
Roger W. Randolph

City Manager
City Attorney
City Clerk

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Chaplain James Allerton, Pima County Sheriff's Department, after which the Pledge of Allegiance was presented by the entire assembly.

Presentations:

- a. Mayor Rothschild proclaimed November 17, 2012 as a "Day of Play." Parks and Recreation Department employee Manny Mendez accepted the proclamation.
- b. Mayor Rothschild and Council Member Romero presented awards from the Non-Profit U.S. Green Buildings Council, Arizona Chapter, to Joan Stauch, General Services Department Deputy Director, Vinnie Hunt, Architecture and Engineering Administrator, and Doug Crockett, Energy Manager.

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS

Mayor Rothschild announced City Manager's communication number 405, dated November 7, 2012, was received into and made part of the record. He also announced this was the time scheduled to allow members of the Mayor and Council to report on current events and asked if there were any reports.

Current event reports were provided by Council Members Romero, Cunningham, Uhlich, Fimbres, and Vice Mayor Kozachik. A recording of this item is available from the City Clerk's Office for ten years from the date of this meeting.

4. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS

Mayor Rothschild announced City Manager's communication number 406, dated November 7, 2012, was received into and made part of the record. He also announced this was the time scheduled to allow the City Manager to report on current events, and asked for that report.

No report was given.

5. LIQUOR LICENSE APPLICATIONS

Mayor Rothschild announced City Manager's communication number 409, dated November 7, 2012, was received into and made part of the record. He asked the City Clerk to read the Liquor License Agenda.

- b. Liquor License Application(s)

New License(s)

1. Sprouts Farmers Market #22, Ward 2
7877 E. Broadway Blvd.
Applicant: Randy D. Nations
Series 10, City 82-12
Action must be taken by: November 9, 2012

Staff has indicated the applicant is in compliance with city requirements.

2. Sprouts Farmers Market #24, Ward 6
4645 E. Speedway Blvd.
Applicant: Randy D. Nations
Series 10, City 83-12
Action must be taken by: November 9, 2012

Staff has indicated the applicant is in compliance with city requirements.

3. Sprouts Farmers Market #23, Ward 3
4282 N. 1st Ave.
Applicant: Randy D. Nations
Series 10, City 85-12
Action must be taken by: November 9, 2012

Staff has indicated the applicant is in compliance with city requirements.

4. Curry Leaf Indian Restaurant, Ward 6
2510 E. Grant Rd. #100
Applicant: Vara Prasad Kakarala
Series 12, City 89-12
Action must be taken by: November 18, 2012

Staff has indicated the applicant is in compliance with city requirements.

NOTE: State law provides that for a new license application, "In all proceedings before the governing body of a city...the applicant bears the burden of showing that the public convenience requires and that the best interest of the community will be substantially served by the issuance of a license". (A.R.S. Section 4-201)

Person Transfer(s)

5. Sprouts Farmers Market #24, Ward 6
4645 E. Speedway Blvd.
Applicant: Randy D. Nations
Series 9, City 84-12
Action must be taken by: November 9, 2012

Staff has indicated the applicant is in compliance with city requirements.

6. Sprouts Farmers Market #22, Ward 2
7877 E. Broadway Blvd.
Applicant: Randy D. Nations
Series 9, City 86-12
Action must be taken by: November 9, 2012

Staff has indicated the applicant is in compliance with city requirements.

NOTE: State law provides that for a person to person transfer, Mayor and Council may consider the applicant's capability, qualifications and reliability. (A.R.S. Section 4-203)

c. Special Event(s)

1. Tucson Rodeo Committee, Inc., Ward 5
4801 S. 6th Ave.
Applicant: Gary Gene Williams
City T96-12
Date of Event: February 16, 2013 - February 24, 2013
(88th Annual Tucson Rodeo)

Staff has indicated the applicant is in compliance with city requirements.

2. North Fourth Avenue Merchants Association, Ward 6
4th Ave. between University Blvd. & 9th St.
Applicant: John A. Sedwick
City T98-12
Date of Event: December 7, 2012 - December 9, 2012
(Fundraiser)

Staff has indicated the applicant is in compliance with city requirements.

Public Opinion: Written Argument in Favor Filed

3. Tucson Metropolitan Community Chorus dba Desert Voices, Ward 6
160 S. Scott Ave.
Applicant: Eileen Howell
City T100-12
Date of Event: December 1, 2012
(Fundraiser)

Staff has indicated the applicant is in compliance with city requirements.

4. University of Arizona, Arizona Athletics, Ward 6
1 National Championship Dr.
Applicant: Lindsay Telleen Jenkins
City T102-12
Date of Event: November 10, 2012
(Donor Relations)

Staff has indicated the applicant is in compliance with city requirements.

This item was considered separately.

5. University of Arizona Athletics, Ward 6
1713 E. University Blvd.
Applicant: James Nicholas Nimock
City T108-12
Date of Event: November 10, 2012
(Tailgate Event)

Staff has indicated the applicant is in compliance with city requirements.

This item was considered separately.

d. Agent Change/Acquisition of Control/Restructure

NOTE: There are no application(s) for agent changes scheduled for this meeting.

It was moved by Vice Mayor Kozachik, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Scott absent/excused), to forward items 5b1 through 5b6 and 5c1 through 5c3 to the State Liquor Board with a recommendation for approval.

Mayor Rothschild stated that a second motion was needed for items 5c4 and 5c5.

It was moved by Council Member Fimbres, duly seconded, and carried by a voice vote of 5 to 0 (Council Member Scott absent/excused and Vice Mayor Kozachik recused), to forward liquor license applications 5c4 and 5c5 to the Arizona State Liquor Board with a recommendation for approval.

6. CALL TO THE AUDIENCE

Mayor Rothschild announced this was the time any member of the public was allowed to address the Mayor and Council on any issue except for items scheduled for a public hearing. Speakers were limited to three-minute presentations.

Mayor Rothschild also announced that pursuant to the Arizona Open Meeting Law, individual Council Members may ask the City Manager to review the matter, ask that the matter be placed on a future agenda, or respond to criticism made by speakers.

However, the Mayor and Council may not discuss or take legal action on matters raised during “call to the audience.”

Comments were made by:

Mikki Niemi	Yolanda Herrera	Buck Crouch
Margie Mortimer	Ada Adams	Ken Johnson
Brian Blank	Peter Simon Bollander	Mary DeCamp
Ron Spark	Billy Lolos	

A recording of this item is available from the City Clerk’s Office for ten years from the date of this meeting.

7. CONSENT AGENDA – ITEMS A THROUGH A thru G

Mayor Rothschild announced the reports and recommendations from the City Manager on the Consent Agenda were received into and made part of the record. He asked the City Clerk to read the Consent Agenda.

a. APPROVAL OF MINUTES

1. Report from City Manager NOV07-12-407 CITY WIDE
2. Mayor and Council Regular Meeting Minutes of March 6, 2012
3. Mayor and Council Study Session Meeting Legal Action Report and Minutes of March 6, 2012

b. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR APPROVAL OF AMENDED APPENDIX A TO 2003 WHEELING INTERGOVERNMENTAL AGREEMENT

1. Report from City Manager NOV07-12-408 OUTSIDE CITY
2. Resolution No. 21963 relating to Water; authorizing and approving the execution of an Amendment to Appendix A to the 2003 Intergovernmental Agreement between the City of Tucson and Pima County for Treating Effluent and Wheeling Reclaimed Water; and declaring an emergency.

c. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE SULLIVAN JACKSON EMPLOYMENT CENTER SUPPORTIVE HOUSING PROGRAM

1. Report from City Manager NOV07-12-401 CITY WIDE

2. Resolution No. 21964 relating to Intergovernmental Agreements; authorizing and approving the execution of an Intergovernmental Agreement between the City of Tucson and Pima County for the Sullivan Jackson Employment Center Supportive Housing Program/Bridges for homeless men and women; and declaring an emergency.
- d. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR THE 2012 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM AWARD
1. Report from City Manager NOV07-12-403 CITY WIDE
 2. Resolution No. 21962 relating to Intergovernmental Agreements; approving and authorizing execution of an Intergovernmental Agreement between the City of Tucson and Pima County for the 2012 Department of Justice Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award; and declaring an emergency.
- e. PARKS AND RECREATION: NAMING A TRAIL ON SENTINEL PEAK THE "GILBERT ESCANDÓN JIMÉNEZ TRAIL"
1. Report from City Manager NOV07-12-413 WARD 1
 2. Resolution No. 21966 relating to Parks and Recreation; authorizing and approving the naming of a trail on Sentinel Peak the " Gilbert Escandón Jiménez Trail"; and declaring an emergency.
- (This item was considered separately at the request of Council Member Romero.)
- f. INTERGOVERNMENTAL AGREEMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY OF PIMA COUNTY FOR IMPROVEMENTS TO BROADWAY BOULEVARD FROM EUCLID AVENUE TO COUNTRY CLUB ROAD
1. Report from City Manager NOV07-12-414 WARDS 5 AND 6
 2. Resolution No. 21967 relating to Intergovernmental Agreements; approving and authorizing execution of Amendment No. 3 to the Intergovernmental Agreement between the City of Tucson and the Regional Transportation Authority of Pima County (RTA) for improvements to Broadway Boulevard: Euclid Avenue to Country Club Road Improvement Project; and declaring an emergency.

(This item was considered separately at the request of Vice Mayor Kozachik.)

g. WATER: APPROVAL TO SUBMIT AVRA VALLEY HABITAT CONSERVATION PLAN TO THE U.S. FISH AND WILDLIFE SERVICE IN APPLICATION FOR AN INCIDENTAL TAKE PERMIT

1. Report from City Manager NOV07-12-412 CITY WIDE AND OUTSIDE CITY
2. Resolution No. 21965 relating to Habitat Conservation; approving and authorizing the submission of Avra Valley Habitat Conservation Plan to the U.S. Fish and Wildlife Service for Tucson Water's farm property; request for Incidental Take Permit; and declaring an emergency.

It was moved by Council Member Romero, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Scott absent/excused), that Consent Agenda Items a -g, with the exception of items e and f, which were considered separately, be passed and adopted and the proper action taken.

7. CONSENT AGENDA – ITEM E

e. PARKS AND RECREATION: NAMING A TRAIL ON SENTINEL PEAK THE “GILBERT ESCANDÓN JIMÉNEZ TRAIL”

1. Report from City Manager NOV07-12-413 WARD 1
2. Resolution No. 21966 relating to Parks and Recreation; authorizing and approving the naming of a trail on Sentinel Peak the "Gilbert Escandón Jiménez Trail"; and declaring an emergency.

Roger W. Randolph, City Clerk, announced the first item to be considered separately was Consent Agenda Item e at the request of Council Member Romero.

Council Member Romero gave background information and explained that the naming of a trail on Sentinel Peak; in honor of Gilbert Escandón Jiménez, was requested by a petition process that received five hundred (500) signatures and went through the Tucson Parks and Recreation Commission, which unanimously approved and recommend it for approval by the Mayor and Council.

Council Member Romero asked if Mr. Jiménez or Elizabeth Dow from the Menlo Park Association wanted to speak on the item..

Elizabeth Dow, Menlo Park Association, explained why the naming of the Trail on Sentinel Peak was so essential and gave special thanks to Ward 1 Council Office staff for everything they had done.

It was moved by Council Member Romero, duly seconded, and carried by a roll call vote of 6 to 0 (Council Member Scott absent/excused), to pass and adopt Resolution 21966.

7. CONSENT AGENDA – ITEM F

f. INTERGOVERNMENTAL AGREEMENT: WITH THE REGIONAL TRANSPORTATION AUTHORITY OF PIMA COUNTY FOR IMPROVEMENTS TO BROADWAY BOULEVARD FROM EUCLID AVENUE TO COUNTRY CLUB ROAD

1. Report from City Manager NOV07-12-414 WARDS 5 AND 6
2. Resolution No. 21967 relating to Intergovernmental Agreements; approving and authorizing execution of Amendment No. 3 to the Intergovernmental Agreement between the City of Tucson and the Regional Transportation Authority of Pima County (RTA) for improvements to Broadway Boulevard: Euclid Avenue to Country Club Road Improvement Project; and declaring an emergency.

Roger W. Randolph, City Clerk, announced the next item to be considered separately was Consent Agenda Item f at the request of Vice Mayor Kozachik.

Vice Mayor Kozachik stated in the materials, it identified \$28 million dollars of RTA funding for right-of-way acquisition. He stated Amendments 1 and 2 indicated that a little over \$5 million was allocated, but in Amendment 2 it stated that the second \$2 million was allocated to continue advanced right-of-way acquisition in accordance with the approved Mayor and Council alignment. He said that was the whole point of the Citizens' Task Force was that Mayor and Council had not approved an alignment, and the continued allocation of funding to pre-purchase property for an alignment that had not yet been agreed to was inappropriate.

Vice Mayor Kozachik asked how much of the allocation was left from the two amendments and how much money was currently being discussed. He asked for clarification that the purpose of the current amendment was to reallocate funds from right-of-way acquisition into design.

Jennifer Toothaker-Burdick, Tucson Department of Transportation (TDOT) Project Manager, responded there was currently two million, twenty-nine thousand, six hundred fifty dollars, and in the exhibit that was before the Mayor and Council, fifty thousand dollars was retained in right-of-way funding to pay for day-to-day maintenance. She further stated what the exhibit reflected was that one million, nine hundred seventy-nine thousand, six hundred fifty dollars was reallocated into planning and project management funding.

Vice Mayor Kozachik stated the City's Comprehensive Financial Plan states that the City was the proud owners of thirty-nine properties along that corridor, and it was the City's obligation to maintain and preserve them. He added that a meeting would be held on November 16, 2012, to discuss how the maintenance and preservation would be engaged, but that it was appropriate to hit the pause button on property acquisition.

It was moved by Vice Mayor Kozachik, duly seconded, to approve the recommendation to reallocate the funds into the design of the corridor and pass and adopt Resolution 21967.

Mayor Rothschild asked staff to clarify, from TDOT's perspective with regard to this particular tranche of funds, that proactive acquisitions would not be pursued until the roadway alignment finalized.

Jim DeGrood, Regional Transportation Authority (RTA) Transportation Director, stated that was correct.

Mayor Rothschild asked if the funds would be used for planning and pre-design and if it was RTA's understanding as well.

Ms. Toothaker-Burdick replied affirmatively and Mr. DeGrood responded it was his understanding that the funds could be moved from right-of-way acquisition to continued planning.

Mayor Rothschild asked if there were additional comments.

Resolution 21967 was passed by a roll call vote of 6 to 0, (Council Member Scott absent/excused).

8. PUBLIC HEARING: ZONING (C9-07-13) MORGANSTONE GROUP LLC - BELLEVUE STREET, R-1 TO R-2, REACTIVATION, FIVE-YEAR TIME EXTENSION, CHANGE OF CONDITION

Mayor Rothschild announced City Manager's communication number 404, dated November 7, 2012, was received into and made part of the record. He also announced this was the time and place legally advertised for a public hearing for the proposed reactivation, five-year time extension and change of conditions for property located on the south side of Bellevue Street between Sonoita and Alamo Avenues. He asked if the applicant or a representative was present and agreeable to the proposed requirements.

Jorge Garza stated he was a retained speaker for Morganstone Group. He stated there were no changes to conditions, the only thing that would change was the time extension on the rezoning.

Mayor Rothschild reaffirmed that they were agreeable to the five-year extension.

Mayor Rothschild stated that this public hearing was scheduled to last for no more than one hour and speakers were limited to five minute presentations.

There were no speakers

It was moved by Council Member Uhlich, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Scott absent/excused).

It was moved by Vice Mayor Kozachik, duly seconded, and passed by a roll call vote of 6 to 0 (Council Member Scott absent/excused), to approve the request as recommended by staff.

9. PUBLIC HEARING: AMENDING TUCSON CODE (CHAPTER 3) SIGN CODE, RELATING TO SCENIC CORRIDOR ZONE DISTRICT AMENDMENTS, EXTENDING THE SUNSET DATE OF ORDINANCE NO. 10951 TO JANUARY 31, 2016

Mayor Rothschild announced City Manager's communication number 411, dated November 7, 2012, was received into and made part of the record. He also announced this was the time and place legally advertised for a public hearing on a proposed amendment to Chapter 3 of the Tucson Code regarding the Scenic Corridor Zone District. He said the public hearing was scheduled to last for no more than one hour. Speakers were limited to five-minute presentations.

There were no speakers.

It was moved by Council Member Fimbres, duly seconded, and carried by a voice vote of 6 to 0, (Council Member Scott absent/excused) to close the public hearing.

Mayor Rothschild asked the City Clerk to read Ordinance 11032 by number and title only.

Ordinance No. 11032 relating to Sign Code; amending Ordinance No. 10951; relating to the Amendment to Chapter 3 of the Tucson Code by extending the Sunset Date for Scenic Corridor Zone; and declaring an emergency.

Council Member Uhlich stated that a significant step was taken in December 2010 to amend the Sign Code. She said it liberalized the previous sign regulations of scenic routes with the intent of improving the viability of commercial development while preserving the positive visual impact and distinction provided by scenic routes. She stated that the number of variances requested in order to proceed with commercial endeavors had diminished considerably. She said she was pleased the Citizens' Sign Code Committee unanimously recommended that the Mayor and Council extend the date of the Ordinance.

It was moved by Council Member Uhlich, duly seconded, and carried by a roll call of 6 to 0 (Council Member Scott absent/excused), to pass and adopt Ordinance 11032.

10. ZONING: (C9-12-07) CIRCLE K – VALENCIA RD., R-2 TO C-2 ZONE, CITY MANAGER'S REPORT, DIRECT ORDINANCE ADOPTION

Mayor Rothschild announced City Manager's communication number 402, dated November 7, 2012, was received into and made part of the record. He said this was the time and place legally advertised on a request to rezone property located at the southwest corner of East Valencia Road and South Nogales Highway from R-2 to C-2 zoning.

Council Member Romero stated the site was the subject of a 2006 rezoning request by Circle K Stores for approximately 3.3 acres to allow construction of a one story convenience store with fourteen gas pumps and an eighteen thousand, eight hundred fifty-five square foot retail space in addition to the Circle K. On January 17, 2007, the rezoning was approved and authorized by Mayor and Council. However, on August 5, 2009 Mayor and Council voted to deny Ordinance 10701, which was a rezoning for Circle K.

Council Member Romero added that Circle K had improved conditions for development at this property. They agreed to utilize both parcels. They addressed traffic concerns in the area. They agreed to erect signage for the neighborhood association with stylistic input from the residents.

Council Member Romero said the current case was an entirely different case. She explained that in August 2009, the neighborhood was concerned with the Circle K development as it was presented to Mayor and Council. In August 2009, she recommended to not approve the rezoning because Circle K was unwilling to look at the needs of the neighborhood. She added that since then, Circle K had worked tremendously to change their tune and plans to come as close as possible to the needs of the neighborhood.

Council Member Romero stated that the Circle K had improved conditions for development at this property. They agreed to utilize both parcels and addressed traffic concerns in the area. She said Circle K agreed to erect signage for the neighborhood association with stylistic input from the residents.

It was moved by Council Member Romero, duly seconded, to approve the request as recommended by the Zoning Examiner and pass and adopt Ordinance 11031, with the condition that Circle K close and subsequently demolish the existing Circle K store at Teton Road and Old Nogales Highway within no more than one year of the opening of new store at Old Nogales Highway and Valencia Road.

Michael Rankin, City Attorney, asked if a representative was present and to acknowledge for the record that they were in agreement with the additional condition.

David Cisiewski, the applicant's representative, stated they were in agreement with the added condition, as well as the forty listed in the Zoning Examiner's report.

Mayor Rothschild asked the City Clerk to read Ordinance 11031 by number and title only.

Ordinance No. 11031 relating to zoning: amending zoning district boundaries in the area located at the southwest corner of East Valencia Road and South Nogales Highway in Case C9-12-07 Circle K - Valencia Road, R-2 to C-2 and setting an effective date.

Roger W. Randolph, City Clerk, announced there was a scrivener's error in the heading to exhibit A to this Ordinance. He stated it should read R2 to C1.

Ordinance 11031 was declared passed and adopted by a roll call vote of 6 to 0, (Council Member Scott absent/excused), with the correction read into the record and the additional condition that Circle K close and subsequently demolish the existing Circle K store at Teton Road and Nogales Highway within no more than one year of the opening of the store at Old Nogales Highway and Valencia Road.

11. MEMORIAL: SUPPORTING THE CONTINUATION OF THE TOMATO SUSPENSION AGREEMENT BETWEEN THE UNITED STATES AND MEXICO

Mayor Rothschild announced City Manager's communication number 415, dated November 7, 2012, was received into and made part of the record. He asked the City Clerk to read the Memorial by title only.

A Memorial relating to International Trade and Commerce; urging the Commerce Department to support the continuation of the 1996 suspension agreement with tomato exporters in Mexico.

Council Member Fimbres explained how the termination of the sixteen-year-old Tomato Suspension Agreement impacted all tomato exporters, Arizona, and the global economy. He placed this item on the agenda after a recent visit to Tucson by the Governor of Sinaloa, Mexico, Mario Lopez Valdez. Discussions with the Governor included the ramifications of the Tomato Suspension Agreement if the agreement was terminated.

It was moved by Council Member Fimbres, duly seconded, to adopt the Memorial to support the continuation of the 1996 suspension agreement with tomato exporters in Mexico.

Allison Cooper, Metropolitan Tucson Convention and Visitors Bureau, stated they were in support of the continuation of the Tomato Suspension Agreement between the United States and Mexico.

Council Member Romero gave her sentiments and stated that she would be representing the City of Tucson at a conference in Sinaloa regarding economic development and relationship building between the City of Tucson and the State of Sinaloa.

Council Members Cunningham and Kozachik expressed their support of the continuation of the agreement between the United States and Mexico.

The Memorial to support the continuation of the 1996 suspension agreement with tomato exporters in Mexico was passed and adopted by a roll vote of 6 to 0, (Council Member Scott absent/excused).

12. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS

Mayor Rothschild announced City Manager's communication number 410, dated November 7, 2012, was received into and made part of the record. He asked for a motion to approve the appointments in the report.

It was moved by Council Member Cunningham, duly seconded, and carried by a voice vote of 6 to 0 (Council Member Scott absent/excused), to approve the appointments of Stephanie Parker to the Commission on Disability Issues (CODI) and Robert Fleming to the Tucson Supplemental Retirement System Board of Trustees (TSRS).

Mayor Rothschild asked if there were any personal appointments to be made.

Vice Council Member Kozachik announced his personal appointment of John Cesar to the Tucson Convention Center Commission (TCCC).

13. ADJOURNMENT: 6:57 p.m.

Mayor Rothschild announced the next regularly scheduled meeting of the Mayor and Council would be held on Wednesday, November 14, 2012, at 5:30 p.m., in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.

MAYOR

ATTEST:

CITY CLERK

CERTIFICATE OF AUTHENTICITY

I, the undersigned, have read the foregoing transcript of the meeting of the Mayor and Council of the City of Tucson, Arizona, held on the 7th day of November, 2012, and do hereby certify that it is an accurate transcription.

DEPUTY CITY CLERK

RWR:ags:rm